

FR Doc # 04-7984

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From: "J. Dale Collier" <jdcollier@cox.net>
To: <wvogl@samhsa.gov>
Date: 5/13/2004 1:19 PM
Subject: FR Doc. 04-7985

Dr. Vogl,

I am vehemently opposed to the proposed rule change increasing what I believe to be Unconstitutional Drug Testing procedures. I am sick of being subjected to these violations of my 4th Amendment Rights. I have been forced to live a life subjected to countless random drug tests, each time fearing a mistake will threaten my career and livelihood. How many times must I submit to this Fascist persecution to prove my innocence with no probable cause for suspecting that I ingest illegal drugs (which I do not)?

The new proposal to now subject a supposedly free citizen to even more draconian tests is beyond comprehension! I refuse to accept this further violation of my body! Testing hair, sweat and saliva is just plain gross and adds another insulting intrusive police action to the immoral collection of my bodily fluids and parts. Have you ever seen the movie, "Gattica"? Soon, this government will assume the power of a true dictatorship at the rate you are going. The gathering of DNA evidence is not allowed without permission and all your methods of drug testing result in the illegal collection of personal DNA as well.

The whole problem with your drug testing programs is that they do not actually test for drug impairment. Drug metabolites that can be weeks or months old have no bearing on intoxication. If your goal is to indeed protect the public, your office should mandate already available performance tests similar to video games that actually test a person's level of sobriety at the moment. At least alcohol testing accurately tests for impairment. Drug tests do not. Someone who ingested a drug a month, a week or even a few days ago is certainly not intoxicated. And by the same token, a person can just as easily be unfit for duty if they are sleep deprived, using legal prescription drugs or emotionally distraught. It really seems that your actual goal is to project police actions down to the cellular level while forcing your agenda of a "drug free society". These are lofty goals but, democracy and Constitutional rights to privacy and protection from unreasonable search & seizure mandate that this pattern of increasingly egregious collections of body fluids and parts be stopped!!!

If you really are committed to total drug testing of every citizen all the time, I propose that every person in the USA begin sending ALL of their urine, cut hair, sweat, blood and saliva to your office every day in 55 gallon drums. Maybe you would like to test every citizen's clipped toenails, feces and snot as well... Tell me where to start shipping the drums.

Sir, you should be ashamed of yourself and your office for conducting such illegal, demeaning, immoral and degrading tests on your fellow human beings. It is truly disgusting!

Sincerely,
J. D. Collier